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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 JAMES A. BOYD,

9 Plaintiff,

10 v.

11 RICHARD MORGAN and RON VAN
12 BOENING,

13 Defendants.

Case No. C09-1784 BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

14 This matter comes before the Court on the Report and Recommendation ("R&R") of
15 the Honorable Karen L. Strombom, United States Magistrate Judge. Dkt. 80. The Court
16 having considered the R&R and the remaining record, and no objections having been filed,
17 does hereby find and order as follows:

- 18 (1) The R&R is **ADOPTED**; and
19 (2) The Plaintiff's motion for summary judgment (Dkt. 43) is **DENIED**;
20 (3) The Plaintiff's motion to strike (Dkt. 74) is **DENIED**;
21 (4) The Defendants' motion to strike (Dkt. 46) is **DENIED**; and
22 (5) Defendants' motion for summary judgment (Dkt. 47) is **GRANTED**.

23 DATED this 19th day of July, 2011.

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26 BENJAMIN H. SETTLE
27 United States District Judge

28 ORDER